



Patent *ITM*  
Attorney's Docket No. 1004900-000263

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Patent Application of )

Remi VALERO et al. )

Application No.: 10/500,107 )

Filed: June 25, 2004 )

For: LOW WATER UPTAKE SILICAS )

Group Art Unit: 1709

Examiner: Serena L. Hanor

Confirmation No.: 7911

**RESPONSE TO NOTICE OF NON-RESPONSIVE REPLY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to receipt of the Notice of Non-Responsive Reply dated November 16, 2007, applicants' representative electronically filed a Supplemental Election with Traverse with the U.S. Patent and Trademark Office on November 9, 2007. This submission should render the Notice of Non-Responsive Reply moot. Withdrawal of the Notice of Non-Responsive Reply is respectfully requested.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: November 26, 2007

By:

*Scott W. Cummings*  
Scott W. Cummings  
Registration No. 41,567

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

## **DETAILED ACTION**

### ***Notice of Non-Responsive Reply***

1. The timely submission under 37 CFR 1.129(a) filed on 10/18/2007 is not fully responsive to the prior Office action because no election was set forth. See 37 CFR 1.143. Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).

### ***Conclusion***

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Serena L. Hanor whose telephone number is (571) 270-3593. The examiner can normally be reached on Monday - Thursday 8:00 AM - 5:30 PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vickie Kim can be reached on (571) 272-0579. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 4116

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

SLH

/Vickie Kim/  
Supervisory Patent Examiner, Art Unit 4116